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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR		7479	
09/490,680	01/24/2000	Robert J. Monson	5360		
	7590 02/19/2003		EXAM	INER	
Carl L. Johnson Jacobson and Jacobson			WUJCIAK, ALFRED J		
Suite 285 One West W	later Street	ART UNIT	PAPER NUMBER		
St. Paul, MN 55107-2080			3632		
			DATE MAILED: 02/19/2003		

Please find below and/or attached an Office communication concerning this application or proceeding.

84

Office Action Summary Examiner	<u>; </u>		Application No.		Applicant(s)	
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. THE MAILI			09/490.680	1		L.
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Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	1)[Notice of References Cited (PTO-892)	4) 948) 5) No(s) 6)	Notice of Info	nmary (PTO-413) P rmal Patent Applica	tion (PTO-152)

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DETAILED ACTION

This is the second Office Action for the serial number 09/490,680, User Coupled Workspace Shock Isolation System, filed on January 24, 2000.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) do not apply to the examination of this application as the application being examined was not (1) filed on or after November 29, 2000, or (2) voluntarily published under 35 U.S.C. 122(b). Therefore, this application is examined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

Claims 8-9 and 15-17 are rejected under 35 U.S.C. 102(e) as being anticipated by US Patent # 5,964,310 to Gyliner.

Claim 8, Gyliner discloses a shock-isolation system (figure 1) including a unitary platform (32) with an operator station (18) thereon, a support structure (14), a first mounting member (66) and a shock mount (56). The shock mount is located between the support structure and the unitary platform. Claim 9, the system includes a second mounting member (38). Claim 15, the shock mount provides vibration damping (col.3, lines 51-67 and col. 4, lines 1-13). In

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regard to claims 16-17, the shock mount simultaneously isolates the operator station and the unitary platform from shock and vibration and dampens vibration and shock to minimize the relative motion between the operator station and the operator (col.2, lines 24-55).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Gyliner in view of US Patent # 4,392,546 to Brown et al.

Gyliner teaches the unitary platform but fails to teach the platform comprises a foot deck for an operator. Brown et al. teaches the unitary platform (40) comprising a foot deck (56). It would have been obvious for one of ordinary skill in the art at the time the invention was made to have added foot deck to Gyliner's platform as taught by Brown et al. to provide a foot rest for the operator while operating the machine.

Allowable Subject Matter

Claims 11-14 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

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The prior art fails to teach wherein the shock-isolation system is only supported by the shock mount.

Response to Arguments

Applicant's arguments with respect to claims 8-17 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

US Patent # 4,463,818 to Sonneborn

Japan Patent # 405170022 to Kamikozuru

Sonneborn and Kamikozuru teach the shock mount for supporting the platform and support structure.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Alfred J Wujciak III whose telephone number is 703 306 5994. The examiner can normally be reached on 8am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Les Braun can be reached on 703 308 2156. The fax phone numbers for the organization where this application or proceeding is assigned are 703 308 3519 for regular communications and 703 308 3519 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703 308 1113.

Joey Wujciak February 10, 2003

LESLIE A. BRAUN
SUPERVISORY PATENT EXAMINER